

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION**

United States of America,

Plaintiff,

v.

Terry W. Randolph,

Defendant.

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**Criminal Action Number
14-00204-01-CR-W-BP**

**ORDER AMENDING
REPORT AND RECOMMENDATION [DOC. 35]**

On November 5, 2015, this Court entered a REPORT AND RECOMMENDATION [Doc 35] recommending, *inter alia*, the District Court enter an order denying the DEFENDANT’S MOTION TO SUPPRESS ANY AND ALL EVIDENCE TAKEN FROM DEFENDANT BY LAW ENFORCEMENT OFFICERS (Doc. #21). However, although the Proposed Conclusions of Law section of the REPORT AND RECOMMENDATION proposes a conclusion that Randolph’s statement (that he was a felon) should be suppressed, the Court neglected to reflect this conclusion in the final recommendation section on page 14 of the REPORT AND RECOMMENDATION. Accordingly, it is

ORDERED that the second-to-the-last paragraph of the REPORT AND RECOMMENDATION, filed November 5, 2015 [Doc. 35] is amended as follows:

RECOMMENDED that the Court, after making an independent review of the record and applicable law, enter an order **DENYING** the DEFENDANT’S MOTION TO SUPPRESS ANY AND ALL EVIDENCE TAKEN FROM DEFENDANT BY LAW ENFORCEMENT OFFICERS (Doc. #21) – with the exception of suppressing Randolph’s statement that he was a felon – and **DENYING** the DEFENDANT’S MOTION TO QUASH INDICTMENT AS FACTUALLY INCORRECT (Doc. #22), both filed on July 12, 2015, by defendant Terry W. Randolph.

/s/ John T. Maughmer

**John T. Maughmer
United States Magistrate Judge**